



1AP12 Rec'd PCT/PTO 21 FEB 2008

Docket No.: 076030-0011

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of	:	Customer Number: 20277
Dmitry CHERKASOV, et al.	:	Confirmation Number: 5625
Application No.: 10/578,313	:	Group Art Unit: 3661
Filed: July 18, 2007	:	Examiner: Not Yet Assigned
For: MACROMOLECULAR NUCLEOTIDE COMPOUNDS AND METHODS FOR USING THE SAME	:	

PETITION TO WITHDRAW HOLDING OF ABANDONMENT
UNDER 37 CFR 1.181(a) AND
RESPONSE TO NOTICE OF MISSING PARTS OF APPLICATION

Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

We are in receipt of the Notice of Abandonment dated January 25, 2008. The Notice indicates no reply was received to the Notice to File Missing Parts mailed on January 18, 2007. **It is believed the Notice of Abandonment was mailed in error.**

A Response to the Notice of Missing Parts of Application was properly and timely filed on July 18, 2007 as is evidenced by the attached stamped and dated postcard acknowledgement.

Submitted herewith are true copies of the Response to Notice of Missing Parts and documents as listed on this transmittal (Verified English language Translation, Replacement Formal Drawings, Fees, and Sequence Listing), which were properly and timely filed on July 18, 2007. The undersigned hereby certifies that the attached copies

of the listed documents are true and accurate copies of the original documents, and that the original documents were timely filed on July 18, 2007, as evidenced by the copy of the stamped, dated, return receipt postcard and the copy of the Notice of Acceptance of Application Under 35 U.S.C 371 and 37 CFR 1.495 as attached.

It is requested that this Petition be treated as a Request to Withdraw any Holding of Abandonment and the Petition Fee be refunded. It is also requested that the holding of abandonment be withdrawn and the application returned to pending status and processed for examination.

Please charge any shortage in fees due in connection with the filing of this paper, including extension of time or petition fees, to Deposit Account 500417 and please credit any excess fees to such deposit account.

Respectfully submitted,

McDERMOTT WILL & EMERY LLP



Judith L. Toffenetti

Registration No. 39,048

600 13th Street, N.W.
Washington, DC 20005-3096
Phone: 202.756.8000 JLT:alb
Facsimile: 202.756.8087
Date: February 21, 2008

**Please recognize our Customer No. 20277
as our correspondence address.**



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
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Alexandria, Virginia 22313-1450
www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/578,313	Dmitry Cherkasov	076030-0011

20277

MCDERMOTT WILL & EMERY LLP
600 13TH STREET, N.W.
WASHINGTON, DC 20005-3096

INTERNATIONAL APPLICATION NO.

PCT/EP04/12556

I.A. FILING DATE	PRIORITY DATE
11/05/2004	11/05/2003

CONFIRMATION NO. 5625
371 ABANDONMENT/TERMINATION
LETTER



Date Mailed: 01/25/2008

NOTIFICATION OF ABANDONMENT

The United States Patent and Trademark Office in its capacity as a Designated / Elected Office (37 CFR 1.495) has made the following determination:

- Applicant has failed to respond to the notification of MISSING REQUIREMENTS (Form PCT/DO/EO/905), mailed 01/18/2007 within the time period set therein.

Therefore, the above identified application failed to meet the requirements of 35 U.S.C. 371 and 37 CFR 1.495, and is ABANDONED AS TO THE UNITED STATES OF AMERICA.

LAMONT M HUNTER

Telephone: (703) 308-9140 EXT 201

RECEIVED
JAN 28 2008
McDermott Will & Emery LLP
DC Office



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
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U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/578,313	Dmitry Cherkasov	076030-0011

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PCT/EP04/12556

20277
 MCDERMOTT WILL & EMERY LLP
 600 13TH STREET, N.W.
 WASHINGTON, DC 20005-3096

I.A. FILING DATE	PRIORITY DATE
11/05/2004	11/05/2003

CONFIRMATION NO. 5625

371 ACCEPTANCE LETTER



OC000000026192138

Date Mailed: 10/09/2007

NOTICE OF ACCEPTANCE OF APPLICATION UNDER 35 U.S.C 371 AND 37 CFR 1.495

The applicant is hereby advised that the United States Patent and Trademark Office in its capacity as a Designated / Elected Office (37 CFR 1.495), has determined that the above identified international application has met the requirements of 35 U.S.C. 371, and is ACCEPTED for national patentability examination in the United States Patent and Trademark Office.

The United States Application Number assigned to the application is shown above and the relevant dates are:

<u>07/18/2007</u>	<u>07/18/2007</u>
DATE OF RECEIPT OF 35 U.S.C. 371(c)(1), (c)(2) and (c)(4) REQUIREMENTS	DATE OF COMPLETION OF ALL 35 U.S.C. 371 REQUIREMENTS

A Filing Receipt (PTO-103X) will be issued for the present application in due course. **THE DATE APPEARING ON THE FILING RECEIPT AS THE " FILING DATE" IS THE DATE ON WHICH THE LAST OF THE 35 U.S.C. 371 (c)(1), (c)(2) and (c)(4) REQUIREMENTS HAS BEEN RECEIVED IN THE OFFICE. THIS DATE IS SHOWN ABOVE.** The filing date of the above identified application is the international filing date of the international application (Article 11(3) and 35 U.S.C. 363). Once the Filing Receipt has been received, send all correspondence to the Group Art Unit designated thereon.

The following items have been received:

- Copy of the International Application filed on 05/04/2006
- English Translation of the IA filed on 07/18/2007
- Copy of IPE Report filed on 05/04/2006
- Preliminary Amendments filed on 07/18/2007
- Oath or Declaration filed on 05/04/2006
- Request for Immediate Examination filed on 05/04/2006
- U.S. Basic National Fees filed on 05/04/2006
- Priority Documents filed on 05/04/2006
- Power of Attorney filed on 05/04/2006
- Specification filed on 07/18/2007
- Claims filed on 07/18/2007

- Abstracts filed on 07/18/2007
- Drawings filed on 07/18/2007

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

LAMONT M HUNTER

Telephone: (703) 308-9140 EXT 201

PART 1 - ATTORNEY/APPLICANT COPY

FORM PCT/DO/EO/903 (371 Acceptance Notice)

Applicant: Dmitry CHERKASOV, et al.
Docket No.: 076030-0011
Serial No.: 10/578,313

Title: MACROMOLECULAR NUCLEOTIDE COMPOUNDS AND METHODS FOR USING THE SAME
Patent No.: _____

Date Sent: 7/18/2007
☒ Hand Carried
☐ Fax
☐ Electronic
☐ Cert. of Mailing
☐ 1st Class Mail
☐ Express Mail No. _____

☒ Transmittal Letter
☐ New Patent App
☐ Utility
☐ Design
☐ Cont.
☐ CIP
☐ Div.
☐ PCT
☐ RCE
☐ Prov

☐ Other: _____

☐ 97 pages of Specification (English Translation)
☐ 14 pages of Claims (English Translation)
☐ 1 pages of Abstract (as appendix in Preliminary Amendment)
☐ 51 pages of Formal Drawings (Replacement Sheets)

☒ Small Entity
☐ Large Entity
☐ Declaration/Power of Attorney
☐ Recordation of Assignment/Security Agreement
☐ Information Disclosure Statement
☐ Form PTO 1449

☐ References attached

☒ Preliminary Amendment
☒ Response to Missing Requirements Notice
☐ Resp. to Notice to Correct App. Papers
☐ Certified Copy of Priority Doc.
☐ Claim for Convention Priority
☐ Response/Amendment to Office Action of
☒ Request for 4 months Extension of Time

☐ Letter submitting _____ pages of drawings
☐ Req. for Approval of Drawing Amendments
☐ Req. for Oral Hearing
☐ Not. of Appeal
☐ Appeal Brief
☐ Rule 312 Amendment/Letter
☐ Req. for Acknowledgement of Cited Art
☐ Issue Fee
☐ Publication Fee
☐ Req. for Certificate of Correction
☐ Maintenance Fee for _____ years after issue
☐ Fee Address Indication Form
☐ Terminal Disclaimer
☐ Petition to Commissioner
☐ Status Inquiry
☒ Other Verified Statement of Translation

☐ Req. for 4 months Extension of Time

☐ Charge Deposit Acct. 500417
☒ \$ 975.00

☐ JLT
☐ Tkr. # 6740
☐ Secy. or Pl.: WPatterson

Check for \$ _____

CMS Descr.: 3-\$180 6-\$795

THE PATENT AND TRADEMARK OFFICE DATE STAMPED HEREON IS ACKNOWLEDGEMENT THAT THE ITEMS, CHECKED ABOVE, WERE RECEIVED BY THE PTO ON THE DATE STAMPED.

